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September 10, 2020

**VIA FOIAONLINE.GOV**

National FOIA Office  
U.S. Environmental Protection Agency  
1200 Pennsylvania NW, Room 5315  
Washington, DC 20460

Re: FOIA Request to U.S. EPA Region 5

To Whom it May Concern:

This is a Freedom of Information Act (FOIA) request to the United States Environmental Protection Agency (US EPA) Region 5. Please produce the following records:

1. Toxic Substances Control Act (TSCA) Cooperative Enforcement Agreements between US EPA and Ohio EPA for the timeframe between 1980 - 1999. This request includes correspondence to and from US EPA and Ohio EPA on the termination of the last Cooperative Enforcement Agreement.
2. For each US EPA Civil Enforcement Case Number listed below, provide copies of any notices of violation, administrative complaints, administrative consent orders, unilateral administrative orders, judicial orders, and remediation reports.
  - a. Case No. 02-2002-9203 (Clean Harbors Inc.)
  - b. Case No. 05-1984-0054 (Commercial Oil)
  - c. Case No. 05-1988-0175 (Wheeling Pittsburgh Steel Corporation)
  - d. Case No. 05-1996-0172 (Westinghouse Electric Corp)
  - e. Case No. 05-1993-1417 (Chemical Waste Management, Inc.)
3. For each Ohio site identified below, provide copies of any administrative consent orders, unilateral administrative orders, judicial orders, human health risk assessment reports, ecological risk assessment reports, records of decision, final remediation reports, and any documents identifying costs incurred and costs recovered by the State of Ohio in connection with the investigation and remediation of contamination at the site.

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- a. Dura Avenue Landfill (OHD980509905), 444 Dura Avenue, Toledo, OH
  - b. Portsmouth Gaseous Diffusion Plant (OH7890008983), 3930 US Route 23 South, Piketon, OH
  - c. Greiner's Lagoons (OHD980794622), 101 E County Road 181, Fremont, OH
  - d. CECOS International (OHD000816629), 4879 Spring Grove Avenue, Cincinnati, OH
  - e. Krejci Dump (OHD981785074), 814 W. Hines Hill Road, Boston Heights, OH
4. For each of the Natural Resource Damage (NRD) sites identified below, provide copies of any NRD assessment reports, restoration plans, and documents identifying costs incurred and costs recovered by the State of Ohio related to the assessment and remediation of harm to natural resources.
- a. Ottawa River in Toledo, Ohio;
  - b. Ashtabula River and Harbor in Ashtabula, Ohio;
  - c. Fernald Preserve in Harrison, Ohio

Please note that I am willing to accept USEPA's production of documents in piecemeal or on a rolling basis, and such production is preferred as opposed to USEPA waiting until all records responsive to each individual request in this FOIA have been located before producing any records. For example, if USEPA locates all records responsive to #1 and #3.a, above, please produce those records when they are located as opposed to withholding those documents until all other responsive records are located.

Thank you for your attention to this matter. Please contact me at [rdelliott@vorys.com](mailto:rdelliott@vorys.com) if you have any questions or need additional information to promptly process this FOIA request.

Sincerely,

*/s/ Ryan D. Elliott*

Ryan D. Elliott

RDE/rde